# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

HERMÈS INTERNATIONAL and HERMÈS OF PARIS, INC.,

Plaintiffs,

-against-

MASON ROTHSCHILD,

Defendant.

CIVIL ACTION NO.

22-CV-00384 (JSR)

#### NOTICE OF PLAINTIFFS' CONSOLIDATED MOTIONS IN LIMINE

PLEASE TAKE NOTICE, that, Plaintiffs Hermès International and Hermès of Paris, Inc., ("Hermès"), through its attorneys, Baker & Hostetler LLP, respectfully move this Court for an order pursuant to Rule 9 of Judge Rakoff's Individual Rules of Practice to grant Hermès's consolidated motions in limine and preclude: (1) the testimony of Dr. Blake Gopnik; (2) the testimony of Dr. David Neal; (3) evidence and false analogies about third-party actions and/or artwork; and (4) proposed trial exhibits pursuant to Rules 401 and 403. In support, Hermès submits the accompanying Memorandum of Law, Declaration of Jessica H. Fernandez, and attachments thereto, which were served on opposing counsel. Per Judge Rakoff's Individual Rules, the aforementioned documents will be electronically filed with the court on January 23, 2023.

Pursuant to Judge Rakoff's Individual Rules, Defendant Mason Rothschild's answering papers to Hermès's consolidated motions in limine shall be served and filed on January 23, 2023.

Dated: January 16, 2023 New York, New York

### **BAKER & HOSTETLER LLP**

Deborah A. Wilcox, Esq. (*pro hac vice*) Key Tower 127 Public Square Cleveland, OH 44114 Telephone: 216.621.0200

### **BAKER & HOSTETLER LLP**

Lisa Bollinger Gehman, Esq. (*pro hac vice*) 1735 Market Street Philadelphia, PA 19103 Telephone: 215.568.3100

#### **BAKER & HOSTETLER LLP**

By: /s/ Gerald J. Ferguson
Gerald J. Ferguson, Esq.
Oren J. Warshavsky, Esq.
Jason S. Oliver, Esq.
Jessica H. Fernandez, Esq.
Francesca A. Rogo, Esq.
45 Rockefeller Plaza, 14th Floor
New York, NY 10111
Telephone: 212.589.4200
Facsimile: 212.589.4201

Attorneys for Plaintiffs Hermès International and Hermès of Paris, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 16<sup>th</sup> day of January, 2023, a true and correct copy of the foregoing NOTICE OF PLAINTIFFS' CONSOLIDATED MOTIONS IN LIMINE was served on counsel for Defendant Mason Rothschild at their email addresses of record:

Lex Lumina PLLC Rhett O. Millsaps II rhett@lex-lumina.com Christopher J. Sprigman chris@lex-lumina.com Mark McKenna mark@lex-lumina.com Rebecca Tushnet rtushnet@lex-lumina.com

Harris St. Laurent & Wechsler LLP Jonathan Harris jon@hs-law.com Adam Oppenheim aoppenheim@hs-law.com

/s/ Lisa Bollinger Gehman

Lisa Bollinger Gehman